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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re DESERT OASIS APARTMENTS, LLC, Debtor.	Chapter 11 Case No.: BK-S-18-12456-GS
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**DECLARATION OF ANTHONY W. AUSTIN IN SUPPORT OF EX PARTE
MOTION FOR ORDER SHORTENING TIME TO HEAR MOTION TO ALLOW
VOTE ON CHAPTER 11 TRUSTEE KAVITA GUPTA'S JOINT PLAN OF
LIQUIDATION**

I, ANTHONY W. AUSTIN, being duly sworn according to law, hereby deposes and says, under penalty of perjury:

1. I am over the age of 18, am mentally competent, and have personal knowledge of the facts in this matter, and if called upon to testify, could and would do so.

2. I am a Director with the law firm Fennemore Craig, P.C., counsel for The Northern Trust Company in the above-captioned matter and duly licensed to practice law in the State of Nevada.

3. I make this declaration in support of the Ex Parte Application for Order Shortening Time (the "Application") to hear Motion to Allow Vote on Chapter 11 Trustee Kavita Gupta's Joint Plan of Liquidation (the "Motion").

1 4. The Application seeks to set the Motion for hearing on shortened time so that
2 Northern Trust can vote on the on the Trustee's proposed Joint Plan of Liquidation [DE
3 239].

4 5. The Plan as proposed declares, improperly, that Northern Trust is unimpaired
5 and therefore cannot vote on the Plan.

6 6. As set forth in Northern Trust's Objection to Disclosure Statement for
7 Chapter 11 Trustee Kavita Gupta's Joint Plan of Liquidation and Confirmation of the
8 Joint Plan of Liquidation [DEXX], the Plan impairs Northern Trust's legal, equitable, and
9 contractual rights and therefore Northern Trust is entitled to vote on the Plan.

10 7. This Court currently has the confirmation hearing pending on March 11,
11 2021 at 1:30 p.m.

12 8. Thus, good cause exists to hear the Motion on shortened time.

13 Dated: February 25, 2021

14 **FENNEMORE CRAIG, P.C.**

15 By: /s/ Anthony W Austin

16 Cathy L. Reece (AZ Bar No. 005932)

17 Anthony W. Austin (010850)

18 *Counsel for The Northern Trust Company*

19 COPY of the foregoing served by
20 E-mail/ECF Notice this 25th day of
21 February, 2021 upon:

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